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11 South Meridian Street Indianapolis, Indiana 46204 (317) 236-1313 (317) 231-7433 Fax

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group:

3754

Confirmation No.:

6002

Application No.:

09/774,897

Invention:

SYSTEM AND METHOD FOR

ESTIMATING EGR MASS FLOW

AND EGR FRACTION

Applicant:

Salim A. Jaliwala et al.

Filed:

January 31, 2001

Attorney

Docket:

29766-68114

Examiner:

Paul J. Hirsch

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents,

Washington D.C. 20231

(Signati

Holly R. Kelley (Printed Name)

REQUEST FOR WITHDRAWAL OF THE HOLDING OF ABANDONMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

A Notice of Abandonment (issued January 28, 2003) for failure to respond to an Office Letter mailed May 31, 2002 in the above identified application was received February 3, 2003. However, applicants never received the Office Letter that was mailed May 31, 2002. A telephone conversation with Examiner Paul Hirsch on February 5, 2003 revealed that the Office Letter mailed May 31, 2002 was a letter of non-compliance addressing applicants Office Action Response dated April 19, 2002, but no such letter was received by applicants' undersigned attorney.

Accordingly, it is requested that the Abandonment holding be withdrawn and the Examiners' letter of May 31, 2002 be resent to the undersigned with a new period for response thereto. A copy of the Applicant's file cover sheet showing an absence of the Office Letter in question is attached.

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Respectfully submitted,

BARNES & THORNBURG

A Nichal

Jeffrey A. Michael

Registration No. 37,394

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HOA	DATENT	
USA	PATENT	FILE

SD-2131. USA PATENT FILE	CLIENT NO. 2	771de MATTERNO. (B114	SYSTEM AND METHOD FOR ESTIMATING EGR MASS FLOW AND EGR FRACTION Mr. Terry J. N-3ff / SRC Secretary Cummins Engine Co. 1900 McKinley Avenue M.S. 50183 Columbus, JN 47201 Ph. 812.377.8239 Fx. 812.377.7808
CLIENT	1011 1 6 170	(to be billed)		D METHO ION :ff/SRC S ne Co. /Avenue 4720]
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Date Application sent to Client		Patent Issue Date Entity Status as filed LAKSF		% \ /. G
Date Application sent to PTO _		Entity Status as issued	<u> </u>	KU) R
Disclosure Statement Due 31	APROL F	Patent Expiration Date		. ss.
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Pub 15 45-7002-01	00163 A1	PROSECUTION HISTORY		===
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Original Patent sent to Client Certificate of Correct	tion Requested Reissue Callup Date
USA PRIORITY CLAIMED: YES NO Priority Serial No Priority Filing Date Matter No(s). of Application Relationship Type (drde one)	FOREIGN PRIORITY CLAIMED: YES NO
Case Type Reexamination Reissue (circle one) Utility Design Plant	FAXAssociate Reference No

Related Countries and File Nos. 29766-69706 WD